

HOUSE BILL 199

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2004 Regular Session
4r0512

By: **Delegates F. Turner, Aumann, Barkley, Bates, Bohanan, Cadden, Cane, Carter, G. Clagett, DeBoy, Dumais, Franchot, Gaines, Glassman, Griffith, Heller, Howard, Hubbard, Impallaria, James, Jones, Madaleno, Mandel, Marriott, McDonough, Montgomery, Murray, Niemann, Parker, Pendergrass, Proctor, Ramirez, Sophocleus, Sossi, Stocksedale, and Walkup**

Introduced and read first time: January 21, 2004
Assigned to: Ways and Means

Reassigned: Appropriations, January 23, 2004

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 27, 2004

CHAPTER _____

1 AN ACT concerning

2 **Education - Public School Construction - Modular Construction**

3 FOR the purpose of requiring the Board of Public Works to include modular
4 construction as an approved public school construction or capital cost; requiring
5 the Board of Public Works to adopt certain regulations; and generally relating to
6 public school construction and modular construction.

7 BY repealing and reenacting, with amendments,
8 Article - Education
9 Section 5-301(a)
10 Annotated Code of Maryland
11 (2001 Replacement Volume and 2003 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Education

2 5-301.

3 (a) (1) For the purposes of this section other than subsection (c), the Board
4 of Public Works shall define by regulation what constitutes an approved public school
5 construction or capital improvement cost.

6 (2) (I) THE BOARD OF PUBLIC WORKS SHALL INCLUDE MODULAR
7 CONSTRUCTION AS AN APPROVED PUBLIC SCHOOL CONSTRUCTION OR CAPITAL
8 COST.

9 (II) THE BOARD OF PUBLIC WORKS, AT THE RECOMMENDATION OF
10 THE INTERAGENCY COMMITTEE ON SCHOOL CONSTRUCTION, SHALL ADOPT
11 REGULATIONS THAT:

12 1. DEFINE MODULAR CONSTRUCTION; AND

13 2. ESTABLISH THE MINIMUM SPECIFICATIONS REQUIRED
14 FOR APPROVAL OF MODULAR CONSTRUCTION AS A PUBLIC SCHOOL CONSTRUCTION
15 OR CAPITAL IMPROVEMENT COST.

16 (3) The cost of acquiring land may not be considered a construction or
17 capital improvement cost and may not be paid by the State.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2004.